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### NOTICE OF ALLOWANCE AND FEE(S) DUE

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07/08/2009

FISH & RICHARDSON P.C. P.O BOX 1022 MINNEAPOLIS, MN 55440-1022 EXAMINER

BARON, HENRY

ART UNIT PAPER NUMBER

2416 DATE MAILED: 07/08/2009

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/767,067	01/28/2004	Hemanth Sampath	MP0396	5464

TITLE OF INVENTION: SCALABLE SPACE-FREQUENCY CODING FOR MIMO SYSTEMS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$0	\$1510	10/08/2009

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APPLICATION NO.	FILING DATE		FIRST NAMED INVENT	ΓOR		ATTO	RNEY DOCKET NO.	CONFIRMATION NO.
10/767,067	01/28/2004	EDECLIENCY CODING	Hemanth Sampath				MP0396	5464
		FREQUENCY CODING						,
APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE D	UE	PREV. PAID ISSUE	FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	_	\$0	\$1510		10/08/2009
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BARON,		2416	370-206000					
. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.			(1) the names of u or agents OR, alterically the name of a segistered attorney 2 registered patent	2. For printing on the patent front page, list  (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.				
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10/767,067	01/28/2004	Hemanth Sampath	MP0396	5464	
26200 7590 07/08/2009		EXAMINER			
FISH & RICHAI	RDSON P.C.	BARON,	HENRY		
P.O BOX 1022		ART UNIT PAPER NUMBER			
MINNEAPOLIS, MN 55440-1022			2416		
		DATE MAILED: 07/08/2009			

## **Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)**

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 871 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 871 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 (571)-272-4200.

	Application No.	Applicant(s)	
Notice of Allowability	10/767,067 <b>Examiner</b>	SAMPATH ET AL.  Art Unit	
•			
	HENRY BARON	2416	
The MAILING DATE of this communication app All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85 NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.31:	(OR REMAINS) CLOSED or other appropriate comi (IGHTS. This application is	in this application. If not included nunication will be mailed in due course.	
1. $\boxtimes$ This communication is responsive to $3/27/2008$ .			
2. X The allowed claim(s) is/are <u>1 - 4, 6 - 17, 19 -28, 30 - 40, 4</u>	2 - 47,73 - 75, and 77 -87,	<u>89 - 94</u> .	
<ul> <li>3.  Acknowledgment is made of a claim for foreign priority u</li> <li>a)  All b)  Some* c)  None of the:</li> <li>1.  Certified copies of the priority documents have</li> </ul>		) or (f).	
2. ☐ Certified copies of the priority documents have		tion No	
3. ☐ Copies of the certified copies of the priority do	• •		m the
International Bureau (PCT Rule 17.2(a)).		<b>5</b>	
* Certified copies not received:			
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		le a reply complying with the requireme	ents
<ol> <li>A SUBSTITUTE OATH OR DECLARATION must be subn INFORMAL PATENT APPLICATION (PTO-152) which giv</li> </ol>			OF
5. CORRECTED DRAWINGS ( as "replacement sheets") mu	st be submitted.		
(a) ☐ including changes required by the Notice of Draftsper	son's Patent Drawing Revi	ew ( PTO-948) attached	
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date	<u>.</u> .		
(b) ☐ including changes required by the attached Examiner Paper No./Mail Date	's Amendment / Comment	or in the Office action of	
Identifying indicia such as the application number (see 37 CFR each sheet. Replacement sheet(s) should be labeled as such in			of
<ol> <li>DEPOSIT OF and/or INFORMATION about the depo- attached Examiner's comment regarding REQUIREMENT</li> </ol>			<b>;</b>
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<ol> <li>Notice of References Cited (PTO-892)</li> <li>D Notice of Draftperson's Patent Drawing Review (PTO-948)</li> </ol>		Informal Patent Application Summary (PTO-413),	
<ol> <li>Information Disclosure Statements (PTO/SB/08),</li> </ol>	Paper No	o./Mail Date 's Amendment/Comment	
Paper No./Mail Date			
4. Examiner's Comment Regarding Requirement for Deposit of Biological Material		's Statement of Reasons for Allowance	
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Application/Control Number: 10/767,067

Art Unit: 2416

### **Detailed Action**

Page 2

## SCALABLE SPACE-FREQUENCY CODING FOR MIMO SYSTEMS

# Response to Arguments/Remarks

- 1. Claims 1 94 are currently pending in the application.
- 2. In response to arguments made by Applicant on 3/27/2009, Examiner finds that the claims, as amended below, are in condition for allowance.

### Examiner Amendment

- 3. With regards to the claims and specification, an examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
- 4. Authorization for this examiner's amendment was given by Mark D. Kirkland (Reg. No. 40,048) on May 29<sup>th</sup>, 2008.
- 5. Kindly amend claims 1, 4, 8, 11 14, 19, 21, 23 26, 28, 34, 36 37, 44, 47, 73, 75, 83 84, 89, 91, and 93 94 as set forth below. Claims 5, 18, 29, 41, 48 72, 76, and 88 are cancelled. All pending claims are reproduced below, with changes in the amended claims shown by underlining (for added matter) and strikethrough/ brackets (for deleted matter).

### **CLAIMS**

Art Unit: 2416

1. (Currently amended) A method comprising:

receiving a selected spatial multiplexing rate, the spatial multiplexing rate corresponding to a <u>number of data streams for transmission on a like number of antennas</u> plurality of mapping permutations; and

for a plurality of data tones, applying [[the]] <u>a</u> plurality of <u>mappings</u> mapping permutations in an alternating manner to map one or more of a plurality of data symbols to <u>a plurality of the</u> antennas, wherein the plurality of mappings include up to

$$\binom{M_T}{M} = \frac{M_T!}{M! \times (M_T - M)!}$$
 number of mappings, wherein M is the spatial multiplexing rate

and M<sub>T</sub> is the number of antennas.

- 4. (Currently amended) The method of claim 3, further comprising: transmitting the coded OFDM symbol on the plurality of antennas.
- 5. (Canceled)
- 6. (Currently amended) The method of claim 1, wherein the spatial multiplexing rate is selected from a plurality of available spatial multiplexing rates corresponding to the number of the plurality of antennas.
- 8. (Currently amended) The method of claim 1, wherein the <u>mappings</u> mapping permutations are applied to the plurality of data tones in a cyclical manner.
- 11. (Currently amended) The method of claim 1, further comprising: transmitting the plurality of data symbols from the <del>plurality of antennas</del> at a substantially equal power for each <u>antenna</u> of said plurality of antennas.
- 12. (Currently amended) The method of claim 1, wherein said applying comprises mapping said one or more of the plurality of data symbols to the <del>plurality of</del> antennas for each of the plurality of data tones using less than a plurality of available tone-antenna combinations.

- 13. (Currently amended) The method of claim 1, wherein said applying comprises mapping a same mapping permutation to the plurality of antennas for a plurality of adjacent tones.
- 14. (Currently amended) A method comprising:

receiving a space frequency coded symbol from a plurality of antennas, the space frequency coded symbol including a plurality of data tones,

wherein the plurality of data tones includes one or more of a plurality of data symbols mapped according to a plurality of <u>mappings mapping permutations</u> applied in an alternating manner, the plurality of mappings including up to  $M_T = \frac{M_T!}{M!\times (M_T - M)!}$  number of mappings, wherein M is a selected spatial multiplexing rate and  $M_T$  is a number of the plurality of antennas, and

wherein the <u>spatial multiplexing rate corresponds to a number of data streams</u> used for transmission on a like number of antennas plurality of mapping permutations correspond to a selected spatial multiplexing rate; and

decoding the space frequency coded symbol.

- 18. (Canceled)
- 19. (Currently amended) The method of claim 14, wherein the spatial multiplexing rate is selected from a plurality of spatial multiplexing rates corresponding to the number of the plurality of antennas.
- 21. (Currently amended) The method of claim 14, wherein the <u>mappings</u> mapping permutations are applied to the plurality of data tones in a cyclical manner.
- 23. (Currently amended) The method of claim 14, wherein said receiving comprises receiving the space frequency coded symbol with substantially maximum spatial diversity on the <u>plurality of</u> antennas for the selected spatial multiplexing rate.

Application/Control Number: 10/767,067 Page 5

Art Unit: 2416

24. (Currently amended) The method of claim 14, wherein said receiving comprises receiving the space frequency coded symbol at a substantially equal power for each antenna of said plurality of antennas.

- 25. (Currently amended) The method of claim 14, wherein the space frequency coded symbol includes a plurality of data symbols mapped according to the <u>mappings</u> plurality of mapping permutations applied in an alternating manner for a plurality of adjacent tones.
- 26. (Currently amended) An apparatus comprising:

a demultiplexer operative to demultiplex a plurality of data symbols in an input stream;

a mode selector operative to select a spatial multiplexing rate from a plurality of available spatial multiplexing rates, the selected spatial multiplexing rate corresponding to a number of data streams for transmission on a like number of antennas to the plurality of data symbols and a plurality of mapping permutations; and

a coding module operative to space frequency code a symbol for transmission, the coding comprising, for a plurality of data tones, applying [[the]] <u>a</u> plurality of <u>mappings</u> mapping permutations in an alternating manner to map one or more of the plurality of data symbols to <u>a plurality of</u> the antennas;

wherein the plurality of mappings include up to 
$$\underbrace{\binom{M_T}{M} = \frac{M_T!}{M \bowtie (M_T - M)!}}_{\text{number}} \underline{\text{number}}$$

of mappings, wherein M is the spatial multiplexing rate and  $M_T$  is the number of antennas.

- 28. (Currently amended) The apparatus of claim 27, further comprising: a transmission module operative to transmit the coded OFDM symbol on the plurality of antennas.
- 29. (Canceled)

- 31. (Currently amended) The apparatus of claim 26, wherein the coding module is operative to apply the <u>mappings</u> mapping permutations to the plurality of data tones in a cyclical manner.
- 34. (Currently amended) The apparatus of claim 26, further comprising: a transmit module operative to transmit the symbol from the <del>plurality of antennas</del> at a substantially equal power for each antenna <del>of said plurality of antennas</del>.
- 36. (Currently amended) The apparatus of claim 26, wherein the coding module is operative to map one or more of the plurality of data symbols to the plurality of antennas using a same mapping permutation for a plurality of adjacent tones.
- 37. (Currently amended) An apparatus comprising:

a receiver operative to receive a space frequency coded symbol from a plurality of antennas, the space frequency coded symbol including a plurality of data tones,

wherein the plurality of data tones includes one or more of a plurality of data symbols mapped according to a plurality of <u>mappings</u> <del>mapping permutations</del> applied in an alternating manner, and

wherein the plurality of mappings include up to 
$$\frac{\binom{M_T}{M} = \frac{M_T!}{M! \times (M_T - M)!} }{\text{number}}$$

of mappings, wherein M is a selected spatial multiplexing rate and  $M_T$  is a number of the plurality of antennas, wherein the spatial multiplexing rate corresponds to a number of data streams transmitted from a like number of antennas plurality of data symbols and the plurality of mapping permutations correspond to a selected spatial multiplexing rate; and a decoder operative to decode the space frequency coded symbol.

- 41. (Canceled)
- 44. (Currently amended) The apparatus of claim 37, wherein the <u>mappings</u> mapping permutations are applied to the plurality of data tones in a cyclical manner.

Application/Control Number: 10/767,067

Art Unit: 2416

47. (Currently amended) The apparatus of claim 37, wherein the space frequency coded symbol includes one or more of the plurality of data symbols mapped to the plurality of antennas using a same mapping permutation for a plurality of adjacent tones.

48 - 72 (Cancelled)

73. (Currently amended) An apparatus comprising:

means for demultiplexing a plurality of data symbols in an input stream;

means for selecting a spatial multiplexing rate from a plurality of available spatial multiplexing rates, the selected spatial multiplexing rate corresponding to a <u>number of data streams for transmission on a like number of antennas plurality of data symbols and a plurality of mapping permutations</u>; and

means for space frequency coding a symbol for transmission, the coding comprising, for a plurality of data tones, applying [[the]] <u>a</u> plurality of <u>mappings</u> mapping <u>permutations</u> in an alternating manner to map one or more of a plurality of data symbols to <u>the a plurality of antennas;</u>

wherein the plurality of mappings include up to 
$$\binom{M_T}{M} = \frac{M_T!}{M! \times (M_T - M)!}$$
 number

of mappings, wherein M is the selected spatial multiplexing rate and  $M_T$  is the number of antennas.

- 75. (Currently amended) The apparatus of claim 74, further comprising: means for transmitting the coded OFDM symbol on the plurality of antennas.
- 76. (Canceled)
- 78. (Currently amended) The apparatus of claim 73, wherein the means for space frequency coding is operative to apply the <u>mappings mapping permutations</u> to the plurality of data tones in a cyclical manner.

- 81. (Currently amended) The apparatus of claim 73, further comprising: means for transmitting the symbol from the <del>plurality of antennas</del> at a substantially equal power for each <u>antenna</u> of said plurality of antennas.
- 83. (Currently amended) The apparatus of claim 73, further comprising means for mapping one or more of the plurality of data symbols to the <del>plurality of</del> antennas using a same mapping <del>permutation</del> for a plurality of adjacent tones.
- 84. (Currently amended) An apparatus comprising:

means for receiving a space frequency coded symbol from a plurality of antennas, the space frequency coded symbol including a plurality of data tones,

wherein the plurality of data tones includes one or more of a plurality of data symbols mapped according to a plurality of <u>mappings mapping permutations</u> applied in an alternating manner, the plurality of <u>mappings including up to  $M_T = \frac{M_T!}{M \bowtie (M_T - M)!}$ </u>

number of mappings, wherein M is a selected spatial multiplexing rate and  $M_T$  is a number of the plurality of antennas, and

wherein the <u>spatial multiplexing rate corresponds to a number of data streams</u>
<u>used for transmission on a like number of antennas</u> <del>plurality of data symbols and the</del>
<del>plurality of mapping permutations correspond to a selected spatial multiplexing rate</del>; and means for decoding the space frequency coded symbol.

- 88. (Canceled)
- 89. (Currently amended) The apparatus of claim 84, wherein the spatial multiplexing rate is selected from a plurality of spatial multiplexing rates corresponding to the number of the plurality of antennas.
- 91. (Currently amended) The apparatus of claim 84, wherein the <u>mappings</u> mapping permutations are applied to the plurality of data tones in a cyclical manner.

Application/Control Number: 10/767,067

Art Unit: 2416

93. (Currently amended) The apparatus of claim 84, wherein the space frequency coded <u>symbols</u> is coded using less than a plurality of available tone-antenna combinations.

Page 9

94. (Currently amended) The apparatus of claim 84, wherein the space frequency coded symbol includes one or more of the plurality of data symbols mapped to the plurality of antennas using a same mapping permutation for a plurality of adjacent tones.

## Allowable Subject Matter

- 6. After a further search and thorough examination of the present application and in view of the applicant's arguments filed on 3/27/2009, claims 1-4, 6-17, 19-28, 30-40, 42-47, 73-75, and 77-87 and 89-94 are allowable.
- 7. The following is a statement of reasons for the indication of allowable subject matter:
- 8. The prior art teaches of mapping symbols using pure multiplexing or pure diversity, but none of the prior art references teaches of using cyclic permutations to effect a scalable space-frequency coding for MIMO systems. The Examiner found, in any MIMO system, the only reference (not prior art) that taught of mapping symbols to antennas and tones was Ihm et al (U.S. Patent Application 20080267318) Figures 18 and 19, which is incorporated here as reference. However, Ihm does not teach of Applicant's permutations.

### Conclusion

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to HENRY BARON whose telephone number is (571)270-1748. The examiner can normally be reached on 7:30 AM to 5:00 PM E.S.T. Monday to Friday.

Application/Control Number: 10/767,067 Page 10

Art Unit: 2416

10. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor,

Seema Rao can be reached on (571) 272-3174. The fax phone number for the organization where this

application or proceeding is assigned is 571-273-8300.

11. Information regarding the status of an application may be obtained from the Patent Application

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from either Private PAIR or Public PAIR. Status information for unpublished applications is available

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/Henry Baron/ Examiner, Art Unit 2416 HB

/Seema S. Rao/

Supervisory Patent Examiner, Art Unit 2416